
HOUSE BILL No. 1316

DIGEST OF INTRODUCED BILL

Citations Affected: IC 7.1-3-6.5.

Synopsis: Beer keg identification markers and receipts. Requires a person who sells a keg of beer for consumption at a place other than a licensed premises to attach to the keg an identification marker that enables the identification and tracing of the seller. Requires a person who purchases a keg of beer for consumption at a place other than a licensed premises to sign a receipt for the keg. Authorizes the alcoholic beverage commission to fine or suspend the permit of a person who sells a keg of beer for consumption at a place other than a licensed premises and who fails to place an identification marker on the keg or to obtain a signed receipt from the purchaser. Provides that a person other than a permittee who: (1) possesses a keg of beer without an identification marker or with an altered identification marker; or (2) knowingly provides false information on a beer keg purchase receipt; commits a Class A misdemeanor.

Effective: July 1, 2001.

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January 9, 2001, read first time and referred to Committee on Public Policy, Ethics and Veterans Affairs.

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Introduced

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE BILL No. 1316

A BILL FOR AN ACT to amend the Indiana Code concerning alcoholic beverages.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 7.1-3-6.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2001]:

4 **Chapter 6.5. Beer Keg Identification Markers and Receipts**

5 **Sec. 1. As used in this chapter, "keg" means an individual**
6 **container of beer that:**

- 7 (1) was sealed at the brewery;
8 (2) is destined for retail sale; and
9 (3) has a liquid capacity of at least seven and three-fourths (7
10 3/4) gallons.

11 **Sec. 2. (a) A person who sells a keg of beer for consumption at**
12 **a place other than a licensed premises shall attach an identification**
13 **marker to the keg at the time of sale.**

14 **(b) The commission shall prescribe the form of the identification**
15 **marker required by subsection (a). The identification marker**
16 **must:**

- 17 (1) enable the identification and tracing of the seller of beer

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1 that is consumed in violation of this article;

2 (2) be removable or reusable when the keg is processed for
3 refilling; and

4 (3) contain other information that the commission requires.

5 Sec. 3. (a) A person who purchases a keg of beer for
6 consumption at a place other than a licensed premises must sign a
7 receipt for the keg.

8 (b) The commission shall prescribe a form for the receipt
9 required by subsection (a). The receipt must:

10 (1) enable the identification and tracing of the purchaser of
11 beer that is consumed in violation of this article; and

12 (2) contain other information that the commission requires.

13 Sec. 4. The commission may fine or suspend the permit of a
14 person who sells a keg of beer for consumption at a place other
15 than a licensed premises and who at the time of sale fails to:

16 (1) place an identification marker on the keg under section 2
17 of this chapter; or

18 (2) obtain a signed receipt from the purchaser under section
19 3 of this chapter.

20 Sec. 5. A person other than a permittee who:

21 (1) possesses a keg of beer without an identification marker
22 required by section 2 of this chapter;

23 (2) possesses a keg of beer with an altered identification
24 marker; or

25 (3) knowingly provides false information on a receipt required
26 by section 3 of this chapter;

27 commits a Class A misdemeanor.

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